

**Notice of Allowability**

Application No.

09/591,867

Applicant(s)

ACHARYA ET AL.

Examiner

Art Unit

Nhan T. Tran

2615

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Pre-appeal brief filed 12/9/2005.
2. ☒ The allowed claim(s) is/are 1-20.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |   |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)           |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment                              |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance  |
|   | 9. <input type="checkbox"/> Other _____   |

## DETAILED ACTION

### *Response to Arguments*

Applicant's arguments, see Pre-Appeal Brief Request for Review, filed 12/9/2005, with respect to independent claims 1, 13, 16 & 19 have been fully considered and are persuasive. The rejection of independent claims 1, 13, 16 & 19 and their corresponding dependent claims is withdrawn.

### *Allowable Subject Matter*

Claims 1-20 allowed.

The following is an examiner's statement of reasons for allowance:

Regarding claims 1, 13, 16 & 19, the prior art of record fails to teach or fairly suggest the combination of all limitations required in each of claims 1, 13, 16 & 19 that includes **"...comparing relative changes in hue for two mutually orthogonal directions across said particular pixel location, and computing a color signal value for that particular pixel location for a color plane other than the color plane of the pixel signal value in the subsampled color image at that location, the computation including relatively weighing the relative changes in hue, the relative weights depending, at least in part, on the difference in hue value in one particular direction relative to the other."**

Regarding claim 8, the prior art of record also fails to teach or fairly suggest the combination of all limitations required in claim 8 that includes **"...wherein the interpolation of a blue pixel signal value at a green pixel location is based at least in part on computed B**

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**pixel signal value levels for red pixel locations adjacent said green pixel location and also on existing blue pixel locations adjacent said green pixel location in a mutually orthogonal direction to said adjacent red pixel locations in the subsampled color image.”**

Regarding claim 10, the prior art of record also fails also to teach or fairly suggest the combination of all limitations required in claim 10 that includes “...wherein the interpolation of a red pixel signal value at a green pixel location is based at least in part on **computed R pixel signal value levels for blue pixel locations adjacent said green pixel location and also on existing red pixel locations adjacent said green pixel location in a mutually orthogonal direction to said adjacent blue pixel locations in the subsampled color image.”**

Regarding claims 2-7, 9, 11 & 12, these claims directly or indirectly depend from claim 1.

Regarding claims 14 & 15, these claims directly depend from claim 13.

Regarding claims 17 & 18, these claims directly depend from claim 16.

Regarding claim 20, this claim directly depends from claim 19.

### *Conclusion*

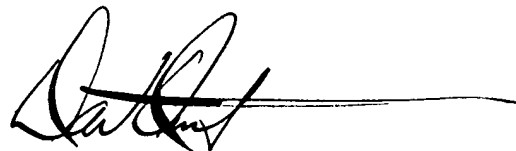
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nhan T. Tran whose telephone number is (571) 272-7371. The examiner can normally be reached on Monday - Thursday, 7:30am - 5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Ometz can be reached on (571) 272-7593. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

NT.

A handwritten signature in black ink, appearing to read 'David Ometz', with a long horizontal line extending to the right.

DAVID OMETZ  
SUPERVISORY PATENT EXAMINER